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Attorneys for Defendant

TESLA, INC. DBA TESLA MOTORS, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

DEMETRIC DI-AZ, OWEN DIAZ and LAMAR
PATTERSON, an individual

Plaintiff,

vs.

TESLA, INC. DBA TESLA MOTORS, INC.;
CITISTAFF SOLUTIONS, INC.; WEST VALLEY
STAFFING GROUP; CHARTWELL STAFFING
SERVICES, INC. and DOES 1-10, inclusive,

Defendants.

CASE NO.: 3:17-cv-06748-WHO

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF DEFENDANT TESLA, INC.
DBA TESLA MOTORS, INC.'S JOINDER
TO CHARTWELL STAFFING SERVICES,
INC.'S MOTION TO COMPEL
ARBITRATION**

Date: February 21, 2018

Time: 2:00 p.m.

Location: Courtroom 2

Judge: Hon. William H. Orrick

Complaint Filed: October 16, 2017

Removal: November 22, 2017

Trial Date: None Set

Defendant Tesla, Inc. dba Tesla Motors, Inc. (“Tesla”) hereby respectfully requests, pursuant to Rule 201 of the Federal Rules of Evidence, that the Court take judicial notice of the following federal court documents on the grounds that the documents are generally known within the Court’s territorial jurisdiction and can be accurately and readily determined from sources whose accuracy cannot reasonably be questioned.

ATTACHMENT	DESCRIPTION
A.	Complaint for damages filed by Plaintiff Lamar Patterson in Alameda Superior Court (Dkt. #1-2).
B.	<i>Lambert v. Tesla et al.</i> , United States District Court for the Northern District of California Order Granting Motion To Compel Arbitration And Denying Motion for Partial Summary Judgment.
C.	Declaration of Jannette Van Gorkum In Support of Chartwell Staffing Services, Inc.’s Motion to Compel.
D.	Exhibit C to Van Gorkum Declaration.

Rule 201(b) of the Federal Rules of Evidence provides that a “judicially noticed fact must be one not subject to reasonable dispute in that it is either (1) generally known within the territorial jurisdiction of the trial court or (2) capable of accurate and ready determination by resort to sources whose accuracy cannot reasonably be questioned.” Fed. R. Evid. 201. Federal courts routinely take judicial notice of court filing and other matters of public record. *Reyn’s Pasta Bella, LLC v. Via USA, Inc.* 442 F.3d 741, 746, n.6 (9th Cir. 2006). Accordingly, Tesla respectfully requests that the Court take judicial notice of **Attachments A – D** hereto.

DATED: January 17, 2018

**CONSTANGY, BROOKS, SMITH & PROPHETE,
LLP**

By: /s/ Barbara I. Antonucci
Barbara I. Antonucci
Attorneys for Defendant
TESLA INC. DBA TESLA MOTORS,
INC.